IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In re application of: Morishita et al.

Application No. 09/869,475 Filed: October 10, 2001

Confirmation No. 4309

GENE THERAPY FOR DIABETIC For:

ISCHEMIC DISEASE

Examiner: Brian A. Whiteman

Art Unit: 1635

Attorney Reference No. 6235-59221-01

MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS P.O. BOX 1450 **ALEXANDRIA, VA 22313-1450**

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Agent for Applicant

Date Mailed _ March 14, 2005

INFORMATION DISCLOSURE STATEMENT **PURSUANT TO 37 C.F.R. § 1.97(c)**

Listed on the accompanying form PTO-1449 and enclosed herewith is a non-Englishlanguage document, the relevance of which can be ascertained from the English-language translation attached to the document. Applicants respectfully request that this document be listed as a reference cited on the issued patent. This Information Disclosure Statement ("IDS") is being mailed before Applicants received a final action, a notice of allowance, or an action that otherwise closes prosecution in the referenced application.

Submitted herewith is the fee of \$180.00 as required by 37 C.F.R. § 1.17(p) for filing this IDS in compliance with 1.97(c).

Please charge any additional fees which may be required in connection with filing this IDS, or credit any overpayment, to Deposit Account No. 02-4550. A duplicate copy of this sheet is enclosed.

03/18/2005 RFEKADU1 00000028 09869475

01 FC:1806

180.00 OP

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

Susan Alpert Siegel, Ph.D. Registration No. 43,121

One World Trade Center, Suite 1600 121 S.W. Salmon Street Portland, Oregon 97204

Telephone: (503) 595-5300

Facsimile: (503) 228-9446

cc: Docketing

					Attorney	Docket Nu	mber	6235-59221-01
	/15	Application Number		09/869,475				
INFORM	JRE/SPATI	Filing Date		October 10, 2001				
	NT	First Named Inventor		r	Morishita			
	MAR 1	Art Unit			1635			
	TE TE	Examiner Name		Brian A. Whiteman				
			G. 58 A	BEFENT DO	CUMEN	TS		
number and the	issue date.	ments do not need For published U. the application n	S. applications, p	provide the public	by the Patent cation number	and Trademar and the public	k Office. cation date	For patents, provide the patent e. For unpublished pending
Examiner's Initials*	Cite No. (optional)	Number		Publication Date		Name of Applicant or Patentee		
-								
					· · · · · ·		-	
			FOREIG	N PATENT	DOCUM	ENTS		
Examiner's Initials*	Cite No.	Country	Number		Publication Date		A	Name of pplicant or Patentee
		WIPO	WO 03/103721 A1 (w/English translation)		12/18/2003			MG, Inc.
						. "		
			. ;					
Examiner's Initials*	Cite No. (optional)	OTHER DOCUMENTS						

EXAMINER	DATE
SIGNATURE:	CONSIDERED:

^{*} Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.